IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT :

THE HONOURABLE MR. JUSTICE J.B.KOSHY
&
THE HONOURABLE MR. JUSTICE K.P.BALACHANDRAN

FRIDAY, THE 8TH JUNE 2007 / 18TH JYAISHTA 1929

WP(C).No. 16098 of 2007(N)

RCP.1/2006 of PRL.MUNSIFF COURT, PALAKKAD
.....

PETITIONER:

SHAMSUDHEEN, S/O.IBRAHIMKUTTY,
8/647, N.H. BYE PASS ROAD, CHANDRA NAGAR,
PALAKKAD.

BY ADV. SRI.K.MOHANAKANNAN
SMT.A.R.PRAVITHA

RESPONDENT:

THULASI RAMADAS, W/O.A.RAMADAS,
AMBADY HOUSE, NEAR PUTHOOR TEMPLE,
PUTHOOR, PALAKKAD TALUK, PALAKKAD DISTRICT.

BY ADV. SRI.JACOB SEBASTIAN

THIS WRIT PETITION (CIVIL) HAVING BEEN FINALLY HEARD ON 08/06/2007, THE COURT ON THE SAME DAY DELIVERED THE FOLLOWING:

APPENDIX

PETITIONERS EXHIBITS:

EXT.P1: COPY OF I.A.No.1182/07 IN R.C.P.1/2006 ON THE FILE OF THE MUNSIFF COURT, PALAKKAD.

EXT.P2: COPY OF I.A.No.1183/07 IN R.C.P.1/2006 ON THE FILE OF THE MUNSIFF COURT, PALAKKAD.

EXT.P3: COPY OF THE OBJECTION FILED BY THE RESPONDENT IN I.A.NO.1182/07.

EXT.P4: COPY OF THE OBJECTION FILED BY THE RESPONDENT IN I.A.No.1183/07.

EXT.P5: COPY OF THE OBJECTION FILED BY THE PETITIONER ON 2.4.2007 IN THE EXECUTION PETITION.

EXT.P6: COPY OF THE APPLICATION FILED BY THE PETITIONER AS E.A.No.779/2007 IN E.P.No.288/2006 IN RCP NO.1/2006.

EXT.P7: COPY OF E.A.No.796/2007 FILED BY THE RESPONDENT BEFORE THE MUNSIFF COURT, PALAKKAD.

EXT.P8: COPY OF E.A.No.802/07 FILED BY THE RESPONDENT BEFORE THE MUNSIFF COURT, PALAKKAD.

TRUE COPY

P.A. TO JUDGE

J.B.KOSHY & K.P.BALACHANDRAN, JJ.

W.P.(C).NO.16098 OF 2007 (N)

Dated this the 8th day of June, 2007

J U D G M E N T

KOSHY,J.

It is submitted that eviction order was already executed. Therefore writ petition is dismissed as infructuous without prejudice to any of the remedies available to both parties.

J.B.KOSHY, JUDGE

K.P.BALACHANDRAN, JUDGE

prp

J.B.KOSHY & K.P.BALACHANDRAN, JJ.

M.F.A.NO. OF 2006 ()

J U D G M E N T

1st June, 2007